

2876
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re original application of:

Applicant	:	Timothy Good
Serial No.	:	10/045,577
Filed	:	January 11, 2002
Title of Invention	:	BIOPTICAL POINT-OF-SALE (POS) SCANNING SYSTEM EMPLOYING DUAL POLYGON-BASED LASER SCANNING PLATFORMS DISPOSED BENEATH HORIZONTAL AND VERTICAL SCANNING WINDOWS FOR 360°...
Examiner	:	Thien Le
Group Art Unit	:	2876
Attorney Docket	:	108-086USA000

Honorable Commissioner of Patents
and Trademarks
Washington, DC 20231

RESPONSE TO OFFICE ACTION MAILED OCTOBER 7, 2003

Sir:

In response to the Office Action mailed in the present Application on October 7, 2003,
Applicant submits the following remarks:

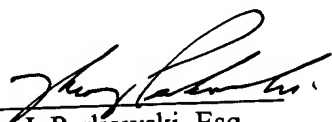
In the Office Action mailed October 7, 2003, the Examiner has rejected claims 1-14.
However, Applicant canceled claims 1-14, and added new Claims 31-57 in the Second
Preliminary Amendment filed in the USPTO on March 5, 2003. A copy of this Amendment, as
well as a copy of the Return Postcard bearing the date-stamp of the USPTO in receipt of said
Amendment, is enclosed herewith.

Therefore, Applicant kindly requests that the Examiner consider in his first Office Action,
pending Claims 31-57, which Applicant believes are neither anticipated by, nor rendered obvious
in view of the prior art of record.

The Commissioner is hereby authorized to charge any fee deficiencies in connection with the present Application to Deposit Account 16-1340.

Respectfully submitted,

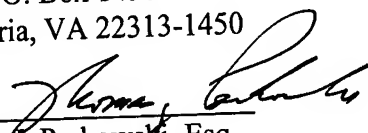
Dated: October 10, 2003

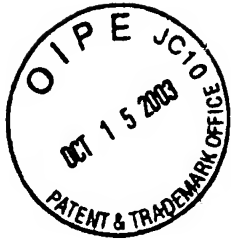

Thomas J. Perkowski, Esq.
Reg. 33,134
Attorney for Applicant
Thomas J. Perkowski, Esq., P.C.
Soundview Plaza
1266 East Main Street
Stamford, Connecticut 06902
203-357-1950
<http://www.tjpatlaw.com>

CERTIFICATE OF FIRST CLASS MAIL
UNDER 37 CFR 1.08

I hereby certify that this correspondence
is being deposited with the United States Postal Service
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450


Thomas J. Perkowski, Esq.
Dated: October 10, 2003



THE COMMISSIONER OF PATENTS AND TRADEMARKS
(Emergency Address)
P.O. Box 2327
Arlington, VA 22202



The date stamp of the U.S. Patent and Trademark Office is official acknowledgment of their receipt of the following documents:

Second Preliminary Amendment; and Certificate of First Class Mailing under 37 C.F.R. 1.08 dated February 27, 2003.

Applicants: Mark Lucera et al.

USSN# 10/045,577

Filing Date: January 1, 2002

Title: IMPROVED POLYGON-BASED BIOPTICAL POS SCANNING SYSTEM EMPLOYING
DUAL INDEPENDENT OPTICS PLATFORMS DISPOSED BENEATH HORIZONTAL AND
VERTICAL SCANNING WINDOWS

Attorney Docket: 108-120USA000

Firm: Thomas J. Perkowski, Esq., P.C.

Date Mailed: February 27, 2003

THOMAS J. PERKOWSKI ESQ. P.C.
RECEIVED

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Application of:

Applicant : Timothy Good
Application No. : 10/045,577
Filing Date : January 11, 2002
Title of Invention : IMPROVED POLYGON-BASED BIOPTICAL POS
SCANNING SYSTEM EMPLOYING DUAL INDEPENDENT
OPTICS PLATFORMS DISPOSED BENEATH HORIZONTAL
AND VERTICAL SCANNING WINDOWS
Examiner : not yet assigned
Group Art Unit : 2876
Attorney Docket No. : 108-120USA000

Honorable Commissioner
of Patents and Trademarks
Washington, D.C. 20231

SECOND PRELIMINARY AMENDMENT

Sir:

Prior to examination of the above-referenced Patent Application, please amend the same as follows:

AMENDMENT TO THE TITLE OF INVENTION:

-- BIOPTICAL POINT-OF-SALE (POS) SCANNING SYSTEM EMPLOYING DUAL
POLYGON-BASED LASER SCANNING PLATFORMS DISPOSED BENEATH
HORIZONTAL AND VERTICAL SCANNING WINDOWS FOR 360° OMNI-DIRECTIONAL
BAR CODE SCANNING--

AMENDMENT TO THE CLAIMS:

Please cancel claims 1-15 without prejudice or disclaimer and add Claims 31-57 as follows:

--31. A bioptical laser scanning system capable of scanning a bar code symbol located on the surface of an object presented within a 3-D scanning volume at any orientation and from any direction at a point of sale (POS) station, said bioptical laser scanning system comprising:
a horizontal section integrally connected to a vertical section;
a horizontal-scanning window formed in said horizontal section;